

REMARKS

Reconsideration in view of the following remarks is respectfully requested. Moreover, the Applicant has reviewed the First (Non-Final) Office Action of November 30, 2004, and submits that this paper is responsive to all points raised therein.

Status of The Claims

Claims 8-11, 14-16, 23, 24 and 26-30 are pending in this application.

Double Patenting Rejections

Claims 8-11, 14-16, 23, 24 and 26-30 were rejected under the judicially created doctrine of obviousness-type double patenting over claims 1 and 6-20 of U.S. Patent No. 6,792,465.

Applicant submits an executed Terminal Disclaimer in response to this rejection. Accordingly, it is respectfully asserted, that the filing of this Terminal Disclaimer overcomes the double patenting rejection.

Rejections Under 35 U.S.C. §103(a)

Claim 28 was rejected under 35 U.S.C. § 103(a) as being unpatentable over Longo (U.S. Patent No. 5,912,956) (Longo '956) in view of Shorrock, et al. (U.S. Patent No. 6,283,065) (Shorrock '065).

Claim 28 is directed to a two-sided rabies tag formed of a body, with rabies information on one side, and information for accessing a host computer on the other side.

Longo, in particular, at Figs. 2 and 3, is directed to an identification tag usable for pets. The tag includes visible indicia for a main telephone number of a central station, a personal

identification number (PIN), unique to the tag, and numbers 3-9, corresponding to prompts, all on a single side of the tag. Once the main telephone number is called, and the PIN is entered, the person making the entry can utilize various prompts #3-#9, to be connected with various parties, associated with the wearer of the tag. Accordingly, identification of a pet, such as a lost pet, is through a code, the PIN, that activates various telephonic contacts, to place the pet finder in telephonic communication with the pet's owner. The identification tag is completely silent about any other information on the pet, including rabies information.

Shorrock '065 is directed to a collar with a stud, on which information can be placed. As the collar goes around the neck of a pet, only one side of the stud carries the information, for if information were placed on the other side of the collar, the collar would have to be removed, defeating the purpose of the stud and the collar. While there may be rabies information on the stud, similar to that of a rabies tag, this rabies information is only on one side of the stud, with no information on the other side. Moreover, this reference teaches lost pet location through utilization of an identification code on the stud of the collar, Shorrock '065, Col. 4, lines 7-9, and not the rabies information.

Based on the above, it is respectfully asserted that the Examiner's proposed combination falls short of the claimed invention. This is because both references teach information on only one side of the tag or stud, the stud analogous to a single sided tag. Accordingly, claim 28 is non-obvious under 35 USC 103(a), in view of the art of record.

Since claim 28 is non-obvious over the art of record under 35 USC 103(a), claims 29 and 30, dependent thereon, are also non-obvious under 35 USC 103(a) and allowable over the art of record for the same reasons. These claims further distinguish the invention over the art of record.

Conclusion

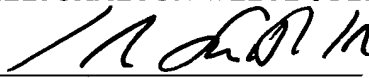
Should the Examiner have any questions or comments as to the form, content, or entry of this paper, the Examiner is requested to contact the undersigned at the telephone number below. Similarly, if there are any further issues yet to be resolved to advance the prosecution of this application to issue, the Examiner is requested to telephone the undersigned counsel.

Allowance of all pending claims, claims 8-11, 14-16, 23, 24 and 26-30, is respectfully requested.

Respectfully submitted,

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